

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE:

Larry N. Mallette
Rosa M. Mallette
Debtor(s)

Chapter 13 Proceeding

12-17088 AMC

ORDER

AND NOW, this 20th day of Dec, 2016, it is hereby ORDERED AND DECREED that the Automatic Stay be modified to permit, The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2006-23 and/or its successors and assigns to obtain all Relief available under the Non-Bankruptcy law and its loan documents with regard to the property located at 5740 Kemble Avenue, Philadelphia, PA 19141.

Upon the order being granted and entered, The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2006-23 shall have the continuing authority to contact the Debtor(s) directly to determine intent regarding the property and/or to verify vacancy of the home.

It is further ORDERED AND DECREED, that relief granted by this order shall survive the conversion of this bankruptcy case to a case under any other Chapter of the Bankruptcy Code.

It is further ORDERED AND DECREED, that Bankruptcy Rule 4001 (a)(3) is not applicable and Movant is allowed to immediately proceed with foreclosure and all other relief available under the Non-Bankruptcy law.

BY THE COURT:



United States Bankruptcy Judge
Ashley M. Chan

Interested Parties:

Mary F. Kennedy, Esquire
Attorney for The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of the CWABS, Inc., Asset-Backed Certificates, Series 2006-23

Brad J. Sadek, Esquire
Attorneys for Debtor(s)

William C. Miller, Esquire
Trustee